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8 Attorney for Defendants GREEN TREE LOAN SERVICING LLC, MORTGAGE  
9 ELECTRONIC REGISTRATION SYSTEMS, INC., WRIGHT, FINLAY & ZAK, LLP and  
10 RENEE M. PARKER, ESQ.

11 **UNITED STATES DISTRICT COURT**  
12 **WESTERN DISTRICT OF WASHINGTON (TACOMA)**

13 JAMES A. BIGELOW

14 Case No.: 3:14-cv-05798 BHS

15 Plaintiff,

16 vs.

17 NORTHWEST TRUSTEE SERVICES, INC.;  
18 GREEN TREE SERVICING, LLC;  
19 MORTGAGE ELECTRONIC  
20 REGISTRATION SYSTEMS, INC.; and  
21 DOE DEFENDANTS 1-20

22 **ORDER GRANTING MOTION TO**  
23 **DISMISS PLAINTIFF'S SECOND**  
24 **AMENDED COMPLAINT BY**  
25 **DEFENDANTS GREEN TREE**  
26 **SERVICING LLC, MORTGAGE**  
27 **ELECTRONIC REGISTRATION**  
28 **SYSTEMS, INC., WRIGHT, FINLAY &**  
29 **ZAK, LLP AND RENEE M. PARKER, ESQ**

30 Defendants.

31 Noting Date: April 10, 2015

32 THIS MATTER came on for hearing upon the *Motion to Dismiss Plaintiff's Second*  
33 *Amended Complaint* filed by Defendants GREEN TREE SERVICING LLC, MORTGAGE  
34 ELECTRONIC REGISTRATION SYSTEMS, INC., WRIGHT, FINLAY & ZAK, LLP, and  
35 RENEE M. PARKER, ESQ. (*erroneously sued as* Renee Parker), and the Court having  
36 considered the records and files herein:

37 Now therefore, BASED UPON the evidence presented, the Court finds that Defendants  
38 GREEN TREE SERVICING LLC, MORTGAGE ELECTRONIC REGISTRATION

39 [PROPOSED] ORDER ON MOTION TO  
40 DISMISS SECOND AMENDED  
41 COMPLAINT

42 Renee M. Parker (SBN 36995)  
43 Wright, Finlay, & Zak, LLP  
44 4665 MacArthur Blvd., Suite 200  
45 Newport Beach, CA 92660

1 SYSTEMS, INC., WRIGHT, FINLAY & ZAK, LLP, and RENEE M. PARKER, ESQ. are  
2 entitled to dismissal as a matter of law.

3 BASED UPON the above finding, it is hereby ORDERED, ADJUDGED AND  
4 DECREED that:

5 1. Defendants GREEN TREE SERVICING LLC, MORTGAGE ELECTRONIC  
6 REGISTRATION SYSTEMS, INC., WRIGHT, FINLAY & ZAK, LLP, and RENEE M.  
7 PARKER, ESQ.'s *Motion to Dismiss Plaintiff's Second Amended Complaint* is GRANTED  
8 without further leave for Plaintiff to amend the Complaint.

9 2. Defendants GREEN TREE SERVICING LLC, MORTGAGE ELECTRONIC  
10 REGISTRATION SYSTEMS, INC., WRIGHT, FINLAY & ZAK, LLP, and RENEE M.  
11 PARKER, ESQ. are hereby DISMISSED with prejudice.

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13 Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

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16 Hon. Benjamin H. Settle

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Presented by:

19 **WRIGHT, FINLAY & ZAK, LLP**

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21 Renee M. Parker WSBA #36995  
22 Attorneys for Defendants,  
23 GREEN TREE SERVICING LLC,  
24 MORTGAGE ELECTRONIC  
REGISTRATION SYSTEMS, INC.,  
WRIGHT, FINLAY & ZAK, LLP,  
and RENEE M. PARKER, ESQ.

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[PROPOSED] ORDER ON MOTION TO  
DISMISS SECOND AMENDED  
COMPLAINT

WFZ File No. 282-2014009

Renee M. Parker (SBN 36995)  
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## **DECLARATION OF SERVICE**

The undersigned declares as follows:

On March 20, 2015, I served the foregoing document: **ORDER GRANTING MOTION TO DISMISS PLAINTIFF'S SECOND AMENDED COMPLAINT BY DEFENDANTS GREEN TREE SERVICING LLC, MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., WRIGHT, FINLAY & ZAK, LLP AND RENEE M. PARKER, ESQ** on interested parties in this action by placing a true copy thereof enclosed in a sealed envelope via postage prepaid, regular first class mail and/or electronic service as follows:

**SERVICE VIA U.S. MAIL:**

CHAMBER COPY:

The Honorable Benjamin H. Settle  
United States Courthouse  
1717 Pacific Avenue, Room 3100  
Tacoma, WA 98402 – 3200

Timothy Dietz  
10018 CASCADIAN AVE SE  
YELM, WA 98597

## ELECTRONIC SERVICE:

**PLAINTIFF:**

James A Bigelow  
sistermoonproductions@gmail.com

NORTHWEST TRUSTEE SERVICES INC.

Joseph H Marshall  
iomarshall@rcolegal.com, kstephan@rcolegal.com

FIRST AMERICAN TITLE INSURANCE COMPANY:

Thomas F. Peterson  
tpeterson@sociuslaw.com, lmckenzie@sociuslaw.com

I declare under penalty of perjury under the laws of the State of Washington and the United States of America that the foregoing is true and correct.

DATED this 20th day of March, 2015



Steven E. Bennett

[PROPOSED] ORDER ON MOTION TO  
DISMISS SECOND AMENDED  
COMPLAINT

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